



9-19-02

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BCE  
PATENT  
9/18/02  
[Signature]

Patent Application Docket No.: 791\_052 RCE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Kenshin Kitoh

Ser. No.: 09/323,628

Group Art Unit: 1723

Filed: June 1, 1999

Examiner: D. Sorkin

Confirmation No.: 9448

For: LITHIUM SECONDARY BATTERY

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SEP 20 2002  
TC 1

Box RCE  
Assistant Commissioner for Patents  
Washington, DC 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 addressed to **Box RCE, Assistant Commissioner for Patents, Washington D.C. 20231** on September 18, 2002 under "EXPRESS MAIL" mailing label number EV 01907 1423 US.  
[Signature]  
Janet M. Stevens

REQUEST FOR CONTINUED EXAMINATION (RCE)  
(37 C.F.R. 1.114)

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above identified application.

NOTE: There is no limit to the number of times the fee for continued examination may be submitted. Notice of March 10, 2000, 65 Fed Reg 14865, at 14868.

NOTE: Unlike a continuation application, a continued examination request **can** utilize the mailing procedure of 37 C.F.R. 1.8. See 37 C.F.R. § 1.8(a)(2)(i)(A).

TIME REQUEST IS BEING MADE

2. This request is being submitted (check appropriate item(s) below):

- i. ☒ Prior to abandonment of the application
- ii. ☐ Payment of the issue fee
  - ☐ Prior to payment of issue fee
  - ☐ Issue fee has been paid but a petition under § 1.313 was filed (copy attached).
- iii. ☐ Prior to a decision on appeal to the Board of Patent Appeals & Interferences
  - ☐ A notice is being separately sent to the Board of Patent Appeals & Interferences that this Request for Continued Examination is being filed.
- iv. ☐ Appeal to the U.S. Court of Appeals of the Federal Circuit under 35 U.S.C. 145 or
  - ☐ Commencement of a civil action under 35 U.S.C. 146
    - ☐ Prior to the filing of such appeal or commencement of civil action
    - ☐ Such appeal or commencement of civil action has been terminated

09/20/2002 AMONDAF1 00000082 09323628

01 FC:179	740.00 OP
02 FC:103	90.00 OP
03 FC:116	290.00 OP

### PREVIOUSLY SUBMITTED DOCUMENTS

3. Please Enter and Consider the following Previously Submitted Documents:

- ☒ Amendment After Final Rejection filed August 19, 2002.  
☐ Brief on Appeal filed \_\_\_\_\_  
☐ Other:

### ENCLOSURES

4. Enclosed herewith is/are:

- ☐ An Information Disclosure Statement and Identification of Copending Application(s) and Form PTO-1449  
☐ An Amendment  
☐ New arguments  
☐ New evidence in support of patentability  
☐ Other:

### FEE FOR REQUEST (37 C.F.R. § 1.17(e)).

5. This application is on behalf of:

- ☐ Small entity (and status is still as small entity)      \$370.00  
☒ Other than a small entity      \$740.00  
Continued Prosecution Request Fee      \$740.00

### FEE FOR CLAIMS

6. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate	(7) Additional Fee
TOTAL CLAIMS	25	MINUS	20	5	18.00	90.00
INDEP. CLAIMS	2	MINUS	3	0	0	0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						90.00

(c) ☐ No additional fee is required.

OR

(d) ☒ Total additional fee required is \$90.00.

### EXTENSION OF TIME

7. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

(a) ☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a)(1)-(4), for the total number of months checked below:

Extension (Months)		Fee for other than small entity	Fee for small entity
	One Month	\$ 110.00	\$ 55.00
<input checked="" type="checkbox"/>	Two Months	\$ 400.00	\$ 200.00
	Three Months	\$ 920.00	\$ 460.00
	Four Months	\$1,440.00	\$ 720.00

Extension Fee

\$ 400.00

If an additional extension of time is required, please consider this a petition therefor.

☒ An extension for one month has already been secured, and the fee paid therefor of \$110.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$290.00

OR

(b) ☐ Applicant believes that no extension of time is required. However, this is a conditional petition and authorization to pay the necessary fees to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**TOTAL FEE(S) DUE**

8. The total fee(s) due is/are:

Continued Prosecution Fee (§ 1.17(e))	\$740.00
Fee(s) for additional claims (if any) (§ 1.16(b)-(d))	\$ 90.00
Extension of time fee (if any) (§ 1.17(a)(1)-(4))	\$290.00

**Total Fee(s) Due: \$1,120.00**

**PAYMENT OF FEE(S) DUE**

9. Please pay the fee(s) for this continued examination application as follows:

☒ Check is attached for the sum of \$1,120.00

☐ Charge Deposit Account No. 50-1446 the sum of \$

☒ Please charge any required additional fee(s) for § 1.17(e), § 1.16(b)-(d) and/or § 1.17(a)(1)-(4) to Deposit Account No. 50-1446.

Respectfully submitted,



Kevin C. Brown  
Reg. No. 32,402

September 18, 2002  
Date

KCB/jms

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